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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION
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16 UNITED STATES OF AMERICA,) CR No. 07-711-MMC
17 Plaintiff,) STIPULATION AND [PROPOSED] ORDER
18 v.) EXCLUDING TIME UNDER 18 U.S.C. § 3161
19 OSCAR ERNESTO ROMERO-ROMERO,)
JR.,)
20 Defendant.)
21 _____)
22)

23 On November 19, 2007, the parties in this case appeared before the Court and stipulated that
24 time from November 19, 2007 through December 5, 2007 should be excluded from Speedy Trial
25 Act calculations because defense counsel needs adequate time to review discovery. The parties
26 represented to the Court that the length of the requested continuance was the reasonable amount
27 of time necessary for effective preparation of defense counsel, taking into account the exercise of
28 due diligence. 18 U.S.C. § 3161(h)(8)(B)(iv). The parties also agreed that the ends of justice

1 served by this continuance outweighed the best interests of the public and the defendant in a
2 speedy trial. 18 U.S.C. § 3161(h)(8)(A).

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4 SO STIPULATED:

5 Respectfully submitted,
6 SCOTT N. SCHOOLS
United States Attorney

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8 DATED: November 28, 2007

/s/
9 TAREK J. HELOU
Assistant United States Attorney

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11 DATED: November 28, 2007

/s/
12 JODI LINKER
Attorney for Defendant Francisco Acosta-Rojas

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14 As the Court found on November 19, 2007, and for the reasons stated above, the Court finds
15 that the ends of justice served by the requested continuance outweigh the best interests of the
16 public and the defendant in a speedy trial. The Court also finds that time from November 19,
17 2007 through December 5, 2007 shall be excluded from Speedy Trial Act calculations for
18 effective preparation of defense counsel. 18 U.S.C. §3161(h)(8)(A). Failing to grant the
19 requested continuance would deny counsel reasonable time necessary for effective preparation,
20 taking into account the exercise of due diligence, and would result in a miscarriage of justice. 18
21 U.S.C. §3161(h)(8)(B)(iv).

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23 SO ORDERED.

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25 DATED: November 28, 2007

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28 THE HONORABLE BERNARD ZIMMERMAN
United States Magistrate Judge

